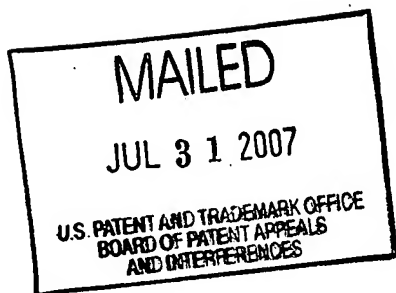


UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES



Ex parte DOUGLAS B. WILSON

Application No. 10/727,306

ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

This application was received electronically at the Board of Patent Appeals and Interferences on July 11, 2007. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matters requiring attention prior to docketing are identified below.

A review of the file indicates that the "CORRECTED APPEAL BRIEF UNDER 37 CFR §41.37" filed October 31, 2006 is defective. 37 CFR § 1.121(3) states:

".....Any claim added by amendment must be indicated with the status of "new" and presented in clean version, i.e., without any underlining."

A Supplemental Appeal Brief is required for the claims appendix.

Accordingly, it is

ORDERED that the application is being returned to the Examiner:

- 1) to hold the Appeal Brief filed October 31, 2006, defective;
- 2) notify appellant to file a Supplemental Appeal Brief incorporating the Claims Appendix as required by 37 CFR § 1.121(3);
- 3) consider the Supplemental Appeal Brief and if the Supplemental Appeal Brief is in compliance, issue and mail a Form PTOL-90 acknowledging receipt and consideration of the Supplement Brief; and
- 4) for such further action as may be appropriate.

BOARD OF PATENT APPEALS
AND INTERFERENCES



PATRICK J. NOLAN
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PJN/gjh

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